

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ELLIOTT MIRANDA and ESTRELITA MIRANDA , husband and wife v. C.H. ROBINSON CO., et al.	CIVIL ACTION NO. 18-553
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ORDER

AND NOW, on this 13th day of November, 2019, after careful consideration of Defendant Upala Agricola, S.A.’s (“Upala”) Motion to Dismiss (ECF 70); Defendants C.H. Robinson Company, C.H. Robinson Company, Inc., C.H. Robinson International, Inc., and C.H. Robinson Worldwide, Inc.’s (collectively “C.H. Robinson”) Partial Motion to Dismiss (ECF 77); and the responses thereto, it is hereby **ORDERED** as follows:

1. Upala’s Motion to Dismiss the Amended Complaint under Federal Rule of Civil Procedure 12(b)(2) is **DENIED**;
2. Upala and C.H. Robinson’s Motions to Dismiss **Count III** of the Amended Complaint are **DENIED**;
3. Upala and C.H. Robinson’s Motions to Dismiss **Count IV** of the Amended Complaint are **GRANTED**, and **Count IV** is **DISMISSED** with prejudice as to Upala and C.H. Robinson; and

4. As to Defendant Transportes Grant, S.A., the Amended Complaint is **DISMISSED** without prejudice in its entirety pursuant to the representations by counsel for Plaintiffs at the October 25, 2019 hearing.

BY THE COURT:

/s/ Michael M. Baylson

MICHAEL M. BAYLSON, U.S.D.J.

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